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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) No. CR 3-12-71282-MAG  
14 Plaintiff, )  
15 v. )  
16 MIGUEL ARENAS, )  
17 Defendant. )  
18 \_\_\_\_\_)

STIPULATION AND [PROPOSED]  
ORDER CONTINUING APPEARANCE  
DATE AND EXCLUDING TIME  
PURSUANT TO FED. R. CRIM. P. 5.1 &  
18 U.S.C. § 3161

19  
20 The parties, by and through counsel, stipulate and agree as follows:

- 21 1. The time limits in Fed. R. Crim. P. 5.1(c) shall be extended to and until June 28, 2013,  
22 and the hearing scheduled for June 4, 2013, vacated.
- 23 2. Counsel for the United States and the defendant wish to exchange certain information,  
24 and to meet and confer prior to the time of Indictment to discuss a potential resolution of the  
25 case. Counsel for the defendant believes based on the charge alleged in the Complaint that it is  
26 in the best interest of the defendant to obtain further information, consult with the defendant, and  
27 meet with the government prior to Indictment; counsel for the government believes that it is in  
28 the interests of justice to do so. The parties agree that extending the time limits of Rule 5.1

**1** serves the ends of justice and outweighs the interests of the public and the defendant in a speedy  
**2** trial, and that failing to extend the time limits would deny counsel for the government and the  
**3** defendant the reasonable time necessary for effective preparation, taking into account the  
**4** exercise of due diligence. 18 U.S.C. § 3161(h)(7).

5       3. The hearing scheduled for June 4, 2013, should be vacated. The next court  
6 appearance in this case shall be June 28, 2013, at 9:30 am before the duty magistrate in San  
7 Francisco, for preliminary hearing or indictment. The parties may seek further extension of the  
8 time limits in Rule 5.1(c) by stipulation.

**9** || SO STIPULATED AND AGREED,

10 MELINDA HAAG  
11 United States Attorney

13 | DATED: May 31, 2013

CAROLYN SILANE  
Special Assistant United States Attorney  
/s/

16 || DATED: May 31, 2013

/s/  
RANDY SUE POLLOCK  
Attorney for Miguel Arenas

20 | [PROPOSED] ORDER

22 Pursuant to stipulation, Fed. R. Crim. P. 5.1, and 18 U.S.C. 3161(h)(7), IT IS SO  
ORDERED.

**25** || DATED: June 4, 2013

  
HON. LAUREL BEELER  
United States Magistrate Judge